

The opinion in support of the decision being entered today was **not** written for publication and is **not** binding precedent of the Board.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte KAZUNORI KISHIMOTO

Application No. 10/083,447

MAILED

JUN 28 2006

U.S. PATENT AND TRADEMARK OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of Patent Appeals and Inteferences on June 23, 2006. A review has determined that the application is not ready for docketing as an appeal. Accordingly, the application is herewith returned to the examiner. The matter requiring attention prior to docketing is identified below:

On March 27, 2006, an Examiner's Answer was mailed to Appellant. It has been determined that the Answer is non-complaint with the **Manual of Patenting Examining Procedure (MPEP)** § 1207.02. The following content is missing from the Examiner's Answer:

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Section "(8) **Evidence Relied Upon**," fails to list the relevant references applied in the rejections currently on appeal.

Correction is required pertaining to the headings and content required in the Examiner's Answer.

Accordingly, it is

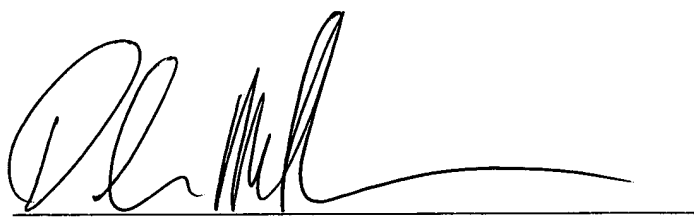
ORDERED that the application is returned to the Examiner:

(1) to submit a revised Examiner's Answer in accordance with **MPEP** § 1207.02; and

(2) for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

By:


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